

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 11, 2005

DIVISION ONE

B176183 United Parcel Service, Inc.
v.
Superior Court, Los Angeles County
(Michael Gnesda, r.p.i.)

Filed order denying petition for rehearing. Vogel, J. would grant rehearing.

DIVISION TWO

B175731 People (Not for Publication)
v.
Williams

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Doi Todd, J.

B171046 Halpern
v.
505 Investment Company, LLC

Filed order denying petition for rehearing.

DIVISION TWO (Continued)

B171038 Hamilton, et al. (Not for Publication)
 v.
 Janis, et al.

The portion of the judgment in favor of respondents on the cause of action for foreclosure of a mechanic's lien on appellants' real property is reversed, with directions. The trial court is directed to permit a retrial of that cause of action only if respondents request such a limited retrial within 30 days after this opinion becomes final. In all other respects, the judgment is affirmed. Respondents are entitled to costs on appeal.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B172904 Voit Torrance Tech Partners v. Directional Management, Inc., et al.
B173588 People v. Reese, et al.
B169102 People v. Smith
B173694 People v. Turner
B171715 People v. Dailey
B175561 People v. Rios
B172581 People v. Wilson, et al.

Argument waived, cause submitted.

DIVISION THREE (Continued)

B172406 Rosenblum
 v.
 Safeco Insurance Company of America

Merits:
Argued by Steven L. Zelig for appellant and by Cynthia A. Palin for respondent. Cause submitted.

B176285 People
 v.
 Byron

Merits:
Argued by Roderick Leonard, deputy district attorney for appellant and by Alan D. Negron for respondent. Cause submitted.

B170032 Clear Channel Outdoor, Inc.
 v.
 City of Los Angeles, et al.

Merits:
Argued by Marnie Cody for appellant and by Terry Kaufmann Macias, deputy city attorney for respondents. Cause submitted.

B163118 Chaidez, et al.
B165374 v.
B169517 Glenfed Development Corporation

Merits:
Argued by Lawrence Freeman for appellants, by Harry Chamberlain, Anthony Nixon and Frank Menetrez for respondents, by Ronald Hartman and Barry C. Vaughan and Reed Archambault for amicus curiae. Cause submitted.

Court recessed at 12:54 p.m.

DIVISION THREE (Continued)

Court reconvened at 1:45 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

B175091 In Re Dominique Bacolod
 v.
 County of Los Angeles

Merits:
Argued by Rosa Fregoso for appellant. No appearance for the respondent.
Cause submitted.

B166694 Lopez
 v.
 Kwan Industries, Inc., et al.

Merits:
Argued by Scott A. Brooks for appellants and by Bruce Adelstein for respondent. Cause submitted.

B174997 O.E.M. Enterprises, Inc., et al.
 v.
 Edel Engineering Development Co.

Merits:
Argued by Sean T. Butler for appellant and by Steven U. Ross for respondents. Cause submitted.

B171372 Crowe
 v.
 Crowe

Merits:
Argued by Nicholas Tepper for appellant and by Bruce Adelstein for respondent. Cause submitted.

January 10, 2005 (Continued)

DIVISION THREE (Continued)

B169637 Beven-Herron, Inc.
v.
Ron Milne, et al.

Merits:
Argued by William McCormick for appellant and by Lawrence Halperin for respondents. Cause submitted.

B169633 County of Los Angeles
v.
Bd. of Directors of the Community Redevelopment
Agency of the City of L.A.

Merits:
Argued by Murray O. Kane for appellant, by Paul Gale and Barbara Blinderman for respondents. Cause submitted.

Court adjourned at 4:06 p.m.

B173889 People (Not for Publication)
v.
Jessica C.,

The judgment is reversed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION FIVE

B174490 People (Not for Publication)
v.
Vincent Jones

The judgment is affirmed.

Kriegler, J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

B172946 People (Not for Publication)
v.
Cesar Hernandez

The maximum term of commitment should be calculated as follows: In count 1, an indeterminate term of life in prison with a minimum of 18 years; in count 5, a determinate term of eight years; and in count 3, a consecutive determinate term of 16 months. The determinate terms in counts 3 and 5 are to run consecutive to the indeterminate term in count 1. The sentences for counts 2 and 4 remain stayed pursuant to Penal Code section 654. The deadly weapon and great bodily injury enhancements in count 3 are to be stricken. The Clerk of the Los Angeles Superior Court is to prepare a corrected abstract of judgment in accordance with this opinion and cause it to be delivered to the Department of Corrections upon issuance of the remittitur. As modified, the judgment is affirmed.

Kriegler, J. (Assigned)

We concur: Turner, P.J.
Armstrong, J.

January 10, 2005 (Continued)

DIVISION FIVE (Continued)

B172382 People (Not for Publication)
v.
Michael Edward Diaz

The judgment is affirmed.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J. (Assigned)

B171693 Susan Greenhouse (Not for Publication)
v.
Quartz Hill Water District, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Kriegler, J., J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SEVEN

B159414 People
v.
Lincoln

Filed order vacating submission order of 10-20-04, to permit filing of supplemental briefs pursuant to Government Code section 68081. Cause to be resubmitted on filing of People's letter brief or February 22, 2005, whichever is earlier.